

Message Text

PAGE 01 USUN N 06349 01 OF 04 240117Z
ACTION IO-13

INFO OCT-01 ARA-10 EUR-12 EA-09 ISO-00 AF-08 NEA-10
CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05
PA-02 PRS-01 SP-02 SS-15 USIA-15 ACDA-10 /129 W
-----240332Z 114980 /67

R 232002Z DEC 76
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 1892
INFO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY SAN JOSE
AMEMBASSY SEOUL
AMEMBASSY TOKYO
AMEMBASSY WELLINGTON
CINCPAC
CINCUNC

UNCLAS SECTION 1 OF 4 USUN 6349

E.O. 11652: N/A
TAGS: PFOR, UNSC, KN, KS, UN
SUBJECT: SUBMISSION OF UN COMMAND REPORT TO PRESIDENT
OF SECURITY COUNCIL, DECEMBER 23, 1976

REF: (A) STATE 307917 (NOTAL); (B) STATE 309748 (NOTAL)

PURSUANT REFTELS, GOVERNOR SCRANTON SUBMITTED FOLLOWING
LETTER AND ENCLOSURE TO PRESIDENT OF UN SECURITY COUNCIL
ON DECEMBER 23, 1976:

QUOTE

HIS EXCELLENCY
UNCLASSIFIED

PAGE 02 USUN N 06349 01 OF 04 240117Z

MR. ION DATCU
PRESIDENT OF THE SECURITY COUNCIL
THE UNITED NATIONS

DEAR MR. PRESIDENT:

ON BEHALF OF THE UNIFIED COMMAND ESTABLISHED
PURSUANT TO SECURITY COUNCIL RESOLUTION 84 OF
7 JULY 1950, I HAVE THE HONOR TO CONVEY A REPORT

OF THE UNITED NATIONS COMMAND CONCERNING THE
MAINTENANCE OF THE ARMISTICE AGREEMENT OF 1953
DURING THE PERIOD SEPTEMBER 1, 1975 THROUGH
DECEMBER 20, 1976.

I REQUEST THAT THIS LETTER, TOGETHER WITH ITS
ENCLOSED REPORT OF THE UNITED NATIONS COMMAND,
BE CIRCULATED AS AN OFFICIAL DOCUMENT OF THE
SECURITY COUNCIL.

SINCERELY YOURS,

WILLIAM W. SCRANTON

ENCLOSURE: REORT ON THE ACTIVITIES OF THE
UNITED NATIONS COMMAND (UNC)
(SEPTEMBER 1, 1975 -DECEMBER 20, 1976) UNQUOTE

QUOTE

REPORT OF THE ACTIVITIES OF THE UNITED NATIONS COMMAND (UNC)

1. BACKGROUND. THIS REPORT IS SUBMITTED IN ACCORDANCE
WITH UNITED NATIONS SECURITY COUNCIL RESOLUTION 84 ON JULY
7, 1950, WHICH CALLED FOR THE ESTABLISHMENT OF A UNIFIED
COMMAND UNDER THE UNITED STATES FOR UNITED NATIONS FORCES
IN KOREA AND REQUESTED THE UNITED STATES "TO PROVIDE THE
UNCLASSIFIED

PAGE 03 USUN N 06349 01 OF 04 240117Z

SECURITY COUNCIL WITH REPORTS, AS APPROPRIATE, ON THE
COURSE OF ACTION TAKEN UNDER THE UNIFIED COMMAND." THE
PRESENT REPORT SUMMARIZED DEVELOPMENTS SINCE THE PERIOD
COVERED BY THE LAST REPORT (U.N. DOCUMENT S/11861, 31
OCTOBER 1975), IT INCLUDES DETAILS REGARDING THE AUGUST
18 INCIDENT IN THE JOINT SECURITY AREA NEAR PANUNJOM,
AND THE CHANGES IN JSA SECURITY ARRANGEMENTS NEGOTIATED
SUBSEQUENTLY.

2. ARMISTICE STRUCTURE AND PROCEDURES:

A. MILITARY ARMISTICE COMMISSION

THE UNITED NATIONS COMMAND HAS CONTINUED TO
CONCENTRATE ITS EFFORTS ON UPHOLDING THE KOREAN ARMISTICE
AGREEMENT OF JULY 27, 1953. THE PRINCIPAL INSTRUMENT FOR
ENFORCEMENT OF THAT AGREEMENT IS THE MILITARY ARMISTICE
COMMISSION (MAC). THE COMMISSION WAS ESTABLISHED BY THE
AGREEMENT "TO SUPERVISE THE IMPLEMENTATION OF THIS ARMISTICE
AGREEMENT AND TO SETTLE THROUGH NEGOTIATIONS ANY VIOLATION
OF THIS ARMISTIC AGREEMENT."

AS DISCUSSED IN DOCUMENT S/11861, OCTOBER 31, 1975,

THE COMMISSION IS COMPOSED OF TEN SENIOR MILITARY OFFICERS, FIVE FROM THE UNITED NATIONS COMMAND (INCLUDING REPRESENTATIVES OF THE UNITED STATES, THE REPUBLIC OF KOREA, AND OTHER MEMBERS OF THE UNITED NATIONS COMMAND) AND FIVE FROM THE NORTH KOREAN PEOPLE'S ARMY AND THE CHINESE PEOPLE'S VOLUNTEERS. IT IS ASSISTED BY A SECRETARIAT WHICH CONSISTS OF REPRESENTATIVES FROM EACH SIDE, WHO MEET AS NEEDED, AND BY DUTY OFFICERS FROM EACH SIDE WHO ARE IN COMMUNICATION WITH EACH OTHER DAILY. THESE CONTACTS ARE CARRIED OUT IN THE JOINT SECURITY AREA, A PORTION OF MAC HEADQUARTERS AREA LOCATED ASTRIDE THE MILITARY DEMARCATION LINE (MDL) IN THE CENTER OF THE DEMILITARIZED ZONE (CMZ) WHICH DIVIDES THE KOREAN PENINSULA.

UNCLASSIFIED

PAGE 04 USUN N 06349 01 OF 04 240117Z

B. NEUTRAL NATIONS SUPERVISORY COMMISSION (NNSC)

THE UNITED NATIONS COMMAND AND THE MILITARY ARMISTICE COMMISSION ALSO COOPERATE IN SUPPORT OF THE NEUTRAL NATIONS SUPERVISE COMPLIANCE WITH CERTAIN ASPECTS OF THE AGREEMENT. THE NEUTRAL NATIONS SUPERVISORY COMMISSION IS COMPOSED OF REPRESENTATIVES OF CZECHOSLOVAKIA, POLAND, SWEDEN, AND SWITZERLAND. IT MEETS WEEKLY IN THE JOINT SECURITY AREA NEAR PANMUNJOM, AND REPORTS TO THE MILITARY ARMISTICE COMMISSION ON ITS ACTIVITIES, WHICH PRINCIPALLY CONCERN THE MOVEMENT OF MILITARY PERSONNEL AND EQUIPMENT TO AND FROM KOREA.

C. ROLE OF THE REPUBLIC OF KOREA

THE REPUBLIC OF KOREA HAS COMPLIED WITH THE ARMISTICE AGREEMENT SINCE ITS CONCLUSION. DURING THE NEGOTIATIONS THE REPUBLIC OF KOREA GOVERNMENT GAVE ASSURANCES THAT IT WOULD ADHERE TO THE CEASE FIRE. THESE ASSURANCES WERE REITERATED BY THE UNITED NATIONS COMMAND, AND THE ARMISTICE AGREEMENT WAS SIGNED BY THE UNITED NATIONS COMMANDER ON BEHALF OF ALL FORCES PARTICIPATING IN UNITED NATIONS COMMAND, INCLUDING THOSE OF THE REPUBLIC OF KOREA. REPUBLIC OF KOREA MILITARY OFFICERS HAVE BEEN ACCREDITED TO THE ARMISTICE COMMISSION SINCE MARCH 1954, HAVE SERVED REGULARLY ON THE COMMISSION SINCE THAT TIME, AND TAKE PART IN ACTIVITIES AT THE SECRETARIES' AND LOWER LEVEL AS WELL.

3. MILITARY ARMISTICE COMMISSION ACTIVITIES

MEETINGS OF THE MILITARY ARMISTICE COMMISSION ARE UTILIZED TO DISCUSS ARMISTICE VIOLATIONS, AND IN THE EVENT OF MAJOR VIOLATIONS THE UNITED NATIONS COMMAND HAS CONSISTENTLY WORKED THROUGH COMMISSION MEETINGS. SECRETARIES' MEETINGS ARE USED TO DEAL WITH ADMINISTRATIVE

UNCLASSIFIED

PAGE 05 USUN N 06349 01 OF 04 240117Z

MATTERS, DURING THE PRIOD COVERED BY THIS REPORT (SEPTEMBER 1, 1975 - DECMEBER 20, 1976), THERE HAVE BEEN 17 MEETINGS OF THE COMMISSION AND 12 OF THE SECRETARIAT. THESE MEETINGS PROVIDE THE ONLY REGULAR CHANNELS FOR EXPOSITION OF FACTS AND EXCHANGES OF VIEWS CONCERNING ARRANGMENTS ALONG THE DMZ AND DANGEROUS INCIDENTS. THEY ARE SESENTIAL TO PREVENT POSSIBLE MISCALCULATIONS AND ESCALATION OF CONFLICTS. DAILY MEETINGS OF JOINT DUTY OFFICERS AND DIRECT TELEPHONE LINES BETWEEN THEIR OFFICES PERMIT IMMEDIATE COMMUNICATION BETWEEN THE TWO SIDES.

THE MOST SIGNIFICANT ACHIEVEMENT OF THE COMMISSION DURING THE YEAR SINCE THE LAST REPORT WAS TO DEVISE MEASURES DESIGNED TO REDUCE THE DANGER OF VIOLENT CONFRONTATIONS IN THE ARMISTIC COMMISSION HEADQUARTERS AREA. THE DEVELOPMENT OF THESE ARRANGEMENTS FOLLOWED THE INCIDENT OF AUGUST 18 (DESCRIBED IN GREATER DETAIL BELOW) IN WHICH TWO UNITED NATIONS OFFICERS WERE MURDERED BY NORTH KOREAN SOLDIERS WHILE SUPERVISING THE PRUNING OF A TREE, IN THE UNC SECTOR OF THE JOINT SECURITY AREA. THIS NEW ARRANGEMENT AND THE NEGOTIATION LEADING TO IT PLAYED A CRUCIAL ROLE IN DEFUSING THE DANGEROUS SITUATION THAT FOLLOWED THE AUGUST 18 INCIDENT.

UNCLASSIFIED

PAGE 01 USUN N 06349 02 OF 04 240221Z
ACTION IO-13

INFO OCT-01 ARA-10 EUR-12 EA-09 ISO-00 AF-08 NEA-10
CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05
PA-02 PRS-01 SP-02 SS-15 USIA-15 ACDA-10 /129 W
-----240340Z 115471 /67

R 232002Z DEC 76
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 1893
INFO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY SAN JOSE
AMEMBASSY SEOUL
AMEMBASSY TOKYO
AMEMBASSY WELLINGTON
CINCPAC
CINCUNC

UNCLAS SECTION 2 OF 4 USUN 6349

4. DEVELOPMENTS OF THE PAST YEAR

SINCE THE PERIOD COVERED BY THE LAST REPORT OF THE UNITED NATIONS COMMAND, (ENDING AUGUST 31, 1975), THE UNITED NATIONS COMMAND HAS UNDERTAKEN VARIOUS POSITIVE ACTIONS TO INSURE THAT THE OBJECTIVES OF THE ARMISTICE AGREEMENT ARE MET. IN ADDITION TO THE EXTENSIVE EFFORTS MADE FOLLOWING THE AUGUST 18 INCIDENT, THESE ACTIONS HAVE INCLUDED THE FOLLOWING:

(A) ON JANUARY 22, 1976, DURING THE 370TH MEETING OF THE MILITARY ARMISTICE COMMISSION, THE UNITED NATIONS COMMAND UNILATERALLY DISARMED 50 PERCENT OF THE UNITED NATIONS COMMAND GUARDS IN THE COMMISSIONER'S HEADQUARTERS
UNCLASSIFIED

PAGE 02 USUN N 06349 02 OF 04 240221Z

IN THE AREA. THIS WAS DONE IN THE HOPE OF ACHIEVING MUTUAL PROGRESS IN REDUCING TENSIONS IN THE AREA. NO RESPONSE WAS RECEIVED, HOWEVER, AND IN MAY 1976 THE FULL AUTHORIZED COMPLEMENT OF 35 ARMED PERSONNEL WAS RESTORED. THESE PERSONNEL CONTINUED TO BE UNDER STRICT ORDERS TO AVOID CONTACT OR CONFLICT WITH OTHER SIDE AND TO REFRAIN FROM USING THEIR WEAPONS EXCEPT WHEN NECESSARY TO PROTECT THEMSELVES AGAINST ARMED ATTACK. (THE RESTRAINT DISPLAYED BY UNCPERSONNEL ON AUGUST 18, IN ACCORDANCE WITH THESE ORDERS, WAS A KEY FACTOR IN PREVENTING MORE SERIOUS ESCALATION OF THAT INCIDENT.)

(B) ON THE SAME DATE, JANUARY 22, THE UNITED NATIONS COMMAND CALLED FOR A MAJOR EFFORT FOR INSPECTION OF THE DEMILITARIZED ZONE TO INVESTIGATE, VERIFY AND ELIMINATE ANY VIOLATIONS THAT MAY HAVE OCCURED.

(C) THE UNITED NATIONS COMMAND HAS REPEATEDLY CALLED FOR THE CONVENING OF JOINT OBSERVER TEAMS TO INVESTIGATE VIOLATIONS CHARGED BY BOTH SIDES. THE UNC HAS REPEATED THIS PROPOSAL 67 TIME SINCE LAST SUCH TEAM MET IN APRIL 1967, INCLUDING MEETINGS ON APRIL 3 AND AUGUST 6, 1976, (THE FIRST JOINT OBSERVER TEAM TO MEET SINCE 1967 CONVENED IN THE JOINT SECURITY AREA ON SEPTEMBER 7, 1976, TO ASSIST IN IMPLEMENTATION OF THE NEW JSA AGREEMENT.)

(D) IN THE ABSENCE OF A FAVORABLE RESPONSE TO PROPOSAL FOR THE USE OF JOINT OBSERVER TEAMS, THE UNITED NATIONS COMMAND HAS UNILATERALLY INVESTIAGED ALL CHANGES OF ARMISTICE VIOLATIONS PRESENTED BY THE OTHER SIDE, INSOFAR AS THOSE CHARGES HAVE BEEN SUFFICIENTLY SPECIFIC TO PERMIT INVESTIGATION. OVER 27,000 SUCH CHARGES HAVE BEEN INVESTIGATED (ALTHOUGH SOME WERE NOT PRESENTED UNTIL 40 DAYS AFTER THE ALLEGED COMMISSION MEETINGS. THE UNITED NATIONS COMMAND HAS, IN THE PAST, ACKNOWLEDGED VIOLATIONS ON 98 OCCASIONS (MOST RECENTLY WHEN A REPUBLIC OF KOREA
UNCLASSIFIED

PAGE 03 USUN N 06349 02 OF 04 240221Z

HELICOPTER CRASHED IN THE DMZ IN JULY 1975); HOWEVER NONE OF THE CHARGES PRESENTED BY THE OTHER SIDE DURING THE PAST YEAR HAS BEEN CONFIRMED.

5. VIOLATIONS OF THE AGREEMENT AND DANGEROUS INCIDENTS

DURING THE PAST YEAR, IN THE ARMISTICE COMMISSION, THE UNC HAS REPORTED 10,801 VIOLATIONS OF THE AGREEMENT COMMITTED BY THE NORTH. THE MORE SERIOUS OF THESE VIOLATIONS HAVE INCLUDED THE FOLLOW:

(A) THE DISCOVERY OF THREE ARMED INTRUDERS IN THE AREA IMMEDIATELY SOUTH OF THE DEMILITARIZED ZONE DURING THE PERIOD JUNE 19-21. THE INTRUDERS WERE KILLED AFTER FIRING ON REPUBLIC OF KOREA PERSONNEL WHO ATTEMPTED TO APPREHEND THEM, AND THEY WERE FOUND TO BE CARRYING AK-47 RIFLES, CAMERAS, MAPS AND EQUIPMENT CLEARLY MARKED AS ORIGINATING IN NORTH KOREA.

(B) FIRING OF AUTOMATIC WEAPONS AND RECOILLESS RIFLES CAUSING DAMAGE TO A UNITED NATIONS COMMAND POSITION, ON AUGUST 5, 1976.

(C) ON SEVERAL OCCASIONS DURING THE YEAR, IN THE ARMISTICE COMMISSION HEADQUARTERS AREA NORTH KOREAN PERSONNEL, IN CONTRAVENTION OF THE AGREEMENT, HAVE INTERFERED WITH THE MOVEMENT OF UNITED NATIONS COMMAND PERSONNEL AND ON ONE OCCASION (JUNE 26, 1976) INJURED THE DRIVER OF A UNITED NATIONS COMMAND VEHICLE IN THE HEAD-QUARTERS AREA.

6. THE AUGUST 18 INCIDENT AND SUBSEQUENT ARRANGEMENTS

THE MOST SERIOUS VIOLATION EVER TO OCCUR IN THE ARMISTICE COMMISSION'S JOINT SECURITY AREA TOOK PLACE ON AUGUST 18 WHEN 30 NORTH KOREAN GUARDS ATTACKED A GROUP UNCLASSIFIED

PAGE 04 USUN N 06349 02 OF 04 240221Z

OF 10 UNITED NATIONS COMMAND SECURITY GUARDS WHO WERE ACCOMPANYING A PEACEFUL WORK PARTY. THE WORKERS WERE TRIMMING A TREE (ON THE UNC SIDE OF THE MILITARY DEMARCATION LINE IN THE JOINT SECURITY AREA), WHICH OBSTRUCTED THE VIEW BETWEEN THE UNC OBSERVATION POSTS. THIS TYPE OF ROUTINE MAINTENANCE OPERATION HAD BEEN EFFECTED OFTEN. EARLIER PLANS TO REMOVE THE TREE HAD BEEN CHANGED AFTER NORTH KOREAN PERSONNEL OBJECTED.

ALTHOUGH THEY INITIALLY INDICATED NO OBJECTION TO THE WORK THE NORTH KOREAN GUARD LATER DEMANDED THAT WORK BE

STOPPED. THE UNC COMMANDER ON THE SCENE DIRECTED THAT IT CONTINUE SINCE IT HAD NOT BEEN COMPLETED. AT THIS POINT THE NORTH KOREANS SUMMONED REINFORCEMENTS AND, AFTER THEIR ARRIVAL, ATTACKED THE UNC GUARDS, SINGLING OUT THE TWO UNITED STATES ARMY OFFICERS PRESENT. THESE TWO OFFICERS, ONE OF WHOM WAS UNARMED, WERE BEATEN TO DEATH WITH CLUBS, AX HANDLES AND THE BLUNT HEADS OF AXES. SEVEN OTHER MEMBERS OF THE UN COMMAND GUARD PARTY WERE INJURED AS THEY ATTEMPTED TO BREAK OFF CONTACT WITH THE NORTH KOREAN SOLDIERS AND WITHDRAW WITH THEIR OFFICERS FROM THE AREA OF THE ATTACK. THE UNC IMMEDIATELY CALLED A MEETING OF THE MILITARY ARMISTICE COMMISSION, WHICH WAS HELD ON AUGUST 19. ON THAT OCCASION THE UNC PORTESTED IN THE STRONGEST TERMS THE MURDER OF THE TWO OFFICERS AND DEMANDED ASSURANCES THAT SUCH AN INCIDENT WOULD NOT RECUR. ON AUGUST 21 THE UNC REMOVED THE TREE, AS WELL AS TWO BARRIERS THAT HAD BEEN ERECTED ILLEGALLY BY THE NORTH KOREAN SIDE IN 1966 IN THE UNC PART OF THE JSA. LATER THAT DAY THE COMMANDER OF THE NORTH KOREAN PEOPLE'S ARMY, THROUGH A MEETING OF THE SENIOR MEMBERS OF THE MILITARY ARMISTICE COMMISSION, CONVEYED AN EXPRESSION OF REGRET CONCERNING THE INCIDENT, BUT PROVIDED NO ASSURANCES REGARDING PUNISHMENT OF THOSE RESPONSIBLE, NOR REGARDING THE PREVENTION OF FURTHER INCIDENTS.

UNCLASSIFIED

PAGE 05 USUN N 06349 02 OF 04 240221Z

IN A SUBSEQUENT MEETING OF THE COMMISSION CALLED BY THE UNC TO REITERATE ITS INSISTENCE OF THESE MEASURES, DISCUSSION WAS INITIATED FOR NEW SECURITY ARRANGEMENTS IN THE JOINT SECURITY AREA. APPARENTLY EXPANDING ON ELEMENTS OF A 1970 UNC PROPOSAL, WHICH THEY HAD PREVIOUSLY IGNORED, THE KPA/CPV SIDE SUGGESTED STEPS TO KEEP MILITARY PERSONNEL ON THEIR RESPECTIVE SIDES OF THE DMZ. ARRANGEMENTS FOR THIS AND RELATED MEASURES WERE SUBSEQUENTLY NEGOTIATED BY THE SECRETARIES OF THE MILITARY ARMISTICE COMMISSION, AND WERE AGREED TO ON SEPTMEBER 6, 1976, WITH THE APPROVAL OF THE TWO SENIOR MEMBERS OF THE MILITARY ARMISTICE COMMISSION. THE AGREEMENT CONSTITUTES A "SUPPLEMENT TO THE AGREEMENT ON THE MILITARY ARMISTICE HEADQUARTERS AREA, ITS SECURITY AND ITS CONSTRUCTION" CONCLUDED ON OCTOBER 19, 1953. IT PROVIDES THAT:

(A) MILITARY PERSONNEL, EXCEPT FOR PERSONNEL OF THE MILITARY ARMISTICE COMMISSION, JOINT OBSERVER TEMAS, AND THE NEUTRAL NATIONS SUPERVISORY COMMISSION SHALL REMAIN ON THEIR RESPECTIVE SIDES OF THE MILITARY DEMARCATION LINE (MDL) IN THE JSA (EXCEPT IN THE BUILDINGS BUILT ON THE MDL ITSELF), UNLESS AUTHORIZED BY THE OTHER SIDE TO CROSS THE LINE FOR A PARTICULAR PURPOSE.

(B) NON-MILITARY PERSONNEL SHALL RETAIN FREEDOM OF

MOVEMENT WITHIN THE JSA, PROVIDED THEY CROSS THE MDL AT THE DESIGNATED AREA OF THE CONFERENCE SITE TO PERMIT THEIR PROPER IDENTIFICATION.

(C) EACH SIDE SHALL REMOVE ITS GUARD POSTS FROM THE OTHER SIDE OF THE MDL (IN PRACTICE, THIS APPLIED ONLY TO THE NORTH KOREAN SIDE, WHICH MAINTAINED FOUR GUARD POSTS ON THE UNC SIDE; THE UNC HAD NO GUARD POSTS ON THE NORTH KOREAN SIDE).

(D) MILITARY AND NON-MILITARY PERSONNEL IN THE JSA
UNCLASSIFIED

PAGE 06 USUN N 06349 02 OF 04 240221Z

SHALL BE PROHIBITED FROM MAKING "CONTRACTS INFRINGING UPON EACH OTHER'S SAFETY."

(E) THE AGREEMENT ENTERED INTO FORCE ON SEPTEMBER 16, TO PERMIT TIME FOR THE MARKING OF THE MDL IN ACCORDANCE WITH THE AGREEMENT, AND FOR REMOVAL OF THE NORTH KOREAN GUARD POSTS.

7. FURTHER DEVELOPMENTS

FOLLOWING EARLIER PROPOSALS, THE UNC SECRETARY RECOMMENDED IN A LETTER TO HIS COUNTERPART ON OCTOBER 8 THAT THE TWO SIDES ATTEMPT (1) TO DETERMINE THE COMPLETE FACTS OF ALLEGATIONS OF ARMISTICE VIOLATIONS, (2) TO REDUCE TENSION BETWEEN THE TWO SIDES AND, (3) TO IMPROVE THE USE OF MILITARY ARMISTICE COMMISSION ORGANS SO THAT THEY FUNCTION MORE EFFICIENTLY. THIS PROPOSAL WAS REITERATED AT A MILITARY ARMISTICE COMMISSION MEETING THE NEXT DAY AT WHICH THE UNC EXPRESSED THE HOPE THAT THE PROGRESS MADE FOLLOWING THE AUGUST 18 INCIDENT COULD BE CONTINUED. AT A SUBSEQUENT SECRETARIES' MEETING ON NOVEMBER 17, THE KPA/CPV RESPONDED TO THE OCTOBER 8 LETTER COMMENTING THERE WAS NOTHING NEW IN IT OR IN THE STATEMENT AT THE MAC MEETING.

8. CONCLUSION

AS THIS REPORT INDICATES, THE ARMISTICE AGREEMENT AND THE MILITARY ARMISTICE COMMISSION HAVE CONTINUED TO OPERATE DESPITE THE TENSION AND HOSTILITY EXISTING ALONG THE MILITARY DEMARCATION LINE. THE COMMISSION SERVES AN INVALUABLE PURPOSE IN MAKING IT POSSIBLE TO UPHOLD THE ARMISTICE AGREEMENT, IN DEMONSTRATING THE CONTINUED COMMITMENT OF THE COMMAND AND ITS PARTICIPATING FORCES TO THE ARMISTICE AGREEMENT, AND IN FACILITATING DIRECT COMMUNICATIONS BETWEEN THE TWO SIDES. UNTIL AGREEMENT
UNCLASSIFIED

PAGE 07 USUN N 06349 02 OF 04 240221Z

THAT THE ARMISTICE AGREEMENT REMAIN IN EFFECT. THE UNITED NATIONS COMMAND WILL CONTINUE TO WORK FOR THE AGREEMENT'S IMPLEMENTATION, TO PREVENT THE OUTBREAK OF HOSTILITIES ON THE KOREAN PENINSULA.

ANNEX: TEXT OF AGREEMENT OF SEPTEMBER 6, 1976
ON SUPPLEMENT TO THE "AGREEMENT ON THE
MILITARY COMMISSION HEADQUARTERS AREA, ITS
SECURITY AND ITS CONSTRUCTION"

UNCLASSIFIED

PAGE 01 USUN N 06349 03 OF 04 240305Z
ACTION IO-13

INFO OCT-01 ARA-10 EUR-12 EA-09 ISO-00 AF-08 NEA-10
CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05
PA-02 PRS-01 SP-02 SS-15 USIA-15 ACDA-10 /129 W
-----240344Z 115824 /67

R 232002Z DEC 76
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 1894
INFO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY SAN JOSE
AMEMBASSY SEOUL
AMEMBASSY TOKYO
AMEMBASSY WELLINGTON
CINCPAC
CINCUNC

UNCLAS SECTION 3 OF 4 USUN 6349

ANNEX: AGREEMENT ON SUPPLEMENT TO THE "AGREEMENT ON
THE MILITARY ARMISTICE COMMISSION HEADQUARTERS
AREA, ITS SECURITY AND ITS CONSTRUCTION

WHEREAS PARAGRAPH 25, ARTICLE II, OF THE AGREEMENT MADE
JULY 27, 1953,
BETWEEN THE COMMANDER-IN-CHIEF, UNITED NATIONS COMMAND, ON
THE ONE HAND, AND THE SUPREME COMMANDER OF THE KOREAN
PEOPLE'S ARMY AND THE COMMANDER OF THE CHINESE PEOPLE'S
VOLUNTEERS, ON THE OTHER HAND, CONTAINS PROVISIONS
REGARDING THE LOCATION AND OPERATION OF THE HEADQUARTERS
OF THE MILITARY ARMISTICE COMMISSION, AND

WHEREAS SECTION II C OF THE "AGREEMENT ON THE MILITARY
UNCLASSIFIED

PAGE 02 USUN N 06349 03 OF 04 240305Z

ARMISTICE COMMISSION HEADQUARTERS AREA, ITS SECURITY AND ITS CONSTRUCTION," ADOPTED ON 19 OCTOBER 1953, BY THE MILITARY ARMISTICE COMMISSION, CONTAINS PROVISIONS REGARDING THE SECURITY OF THE JOINT SECURITY AREA (JSA), AND

WHEREAS, IN THE YEARS SINCE THE COMING INTO FORCE OF THE ABOVE AGREEMENT, IT HAS BECOME EVIDENT THAT CERTAIN ADDITIONAL MEASURES WILL BE NECESSARY IN ORDER TO GUARANTEE THE SECURITY OF PERSONNEL IN THE JSA, AND PARTICULARLY TO PRECLUDE CONFLICT BETWEEN MILITARY PERSONNEL OF BOTH SIDES,

THEREFORE, THE SECRETARIES OF THE MILITARY ARMISTICE COMMISSION HEREBY RECOMMEND THAT THE "AGREEMENT ON THE MILITARY ARMISTICE COMMISSION HEADQUARTERS AREA, ITS SECURITY AND ITS CONSTRUCTION" BE AMENDED BY THE MILITARY ARMISTICE COMMISSION BY THE ADDITION OF THE FOLLOWING SUPPLEMENTS:

SUPPLEMENTS TO THE "AGREEMENT ON THE MILITARY ARMISTICE COMMISSION HEADQUARTERS AREA, ITS SECURITY AND ITS CONSTRUCTION"

(AGREED UPON AT THE 446TH SECRETARIATS MEETING HELD ON 6 SEPTEMBER 1976 AND APPROVED BY THE SENIOR MEMBER OF BOTH SIDES ON 6 SEPTEMBER 1976)

1. SUPPLEMENT TO PARAGRAPH C, ARTICLE II

ON THE BASIS OF A JOINT SURVEY, THE MILITARY DEMARCATION LINE AT THE CONFERENCE BUILDINGS' SITE IN THE JOINT SECURITY AREA SHALL BE MARKED ONLY BY CEMENT PAVEMENT, FIFTY (50) CENTIMETRES WIDE AND FIVE (5) CENTIMETRES ABOVE GROUND LEVEL, AND IN OTHER SECTORS ONLY BY CONCRETE POSTS OF TEN (10) CENTIMETRES BY TEN (10) CENTIMETRES AND ONE (1) METRE IN HEIGHT PLACED IN THE GROUND AT TEN (10) METRE INTERVALS. THE CONFERENCE BUILDINGS' SITE COVERS THE SEVEN (7) BUILDINGS ON THE UNCLASSIFIED

PAGE 03 USUN N 06349 03 OF 04 240305Z

MILITARY DEMARCATION LINE AND THE YARD SURROUNDING THEM, THIS IS SEVEN (7) BUILDINGS AND THE AREAS TEN (10) METRES FROM THE BUILDING OF THE WESTERN END AND TEN (10) METRES FROM THE BUILDING OF THE EASTERN END.

THE RESPONSIBILITY FOR THE WORK OF THE MARKING FROM MILITARY DEMARCATION LINE MARKER NO. 0099 TO THE WESTERN BOUNDARY SHALL BE ASSUMED BY THE KOREAN PEOPLE'S ARMY AND THE CHINESE PEOPLE'S VOLUNTEERS SIDE, AND FROM MILITARY DEMARCATION LINE MARKER NO. 0099 TO THE EASTERN BOUNDARY BY THE UNITED NATIONS COMMAND SIDE, EXCEPT WHERE THE TRACE OF THE MILITARY DEMARCATION LINE ENTERS THE STREAM BED ON THE SOUTHWEST CORNER OF THE JOINT SECURITY AREA WHERE

MARKERS WILL BE PLACED ON ALTERNATE BANKS BY THE APPROPRIATE SIDE.

THE RESPONSIBILITY FOR THE MAINTAINCE AND CONTROL OF THE MARKERS SHALL BE ASSUMED BY THE SIDE WHICH MARKED THE LINE.

2. SUPPLEMENT TO PARAGRAPH D, ARTICLE II

ALL MILITARY PERSONNAL, INCLUDING THE SECURITY PERSONNEL IN THE JOINT SECURITY AREA, SHALL NOT GO INTO THE AREA OF THE OTHER SIDE CROSSING THE MILITARY DEMARCATION LINE IN THE JOINT SECURITY AREA; PROVIDED THAT THIS AGREEMENT EXCLUDES THE PERSONNEL OF THE KILITARY ARMISTICE COMMISSION, JOINT OBSERVER TEAMS, AND THE NEUTRAL NATIONS SUPERVISORY COMMISSION, IN ACCORDANCE WITH PARAGRAPH 11 OF THE ARMISTICE AGREEMENT, AND THAT NOT MORE THAN FIFTEEN (15) MILITARY ARMISTICE COMMISSION AND ITS ASSISTANTS FROM EACH SIDE SHALL BE ALLOWED TO CROSS INTO ANDREMAIN IN THEAREA OF THE OTHER SIDE AT ONE TIME. FREE MOVEMENT IS ALLOWED BY BOTH SIDES IN THE JOINTLY USED BUILDINGS AND TO THE SIDE IN THE BUILDINGS FOR ITS UN-ILATERAL USE BUILT ON THE MILITARY DEMARCATION LINE IN THE JOINT SECURITY AREA.

MILITARY PERSONNEL WHO WILL HAVE TO GO INTO THE AREA OF THE OTHER SIDE CROSSING THE MILITARY DEMARCATION LINE FOR THE MAINTANCE AND UNCLASSIFIED

PAGE 04 USUN N 06349 03 OF 04 240305Z

CONTROL OF THE COMMUNCATION FACILITIES IN THE JOINT SECURITY AREA OR FOR OTHER AUTHORIZED ACTIVITY BY UNARMED MILITARY PERSONNEL, SHALL GET APPROVAL OF THE OTHER SIDE.

ALL NON-MILITARY PERSONNEL OF BOTH SIDES AREA LLOWED TO FREELY MOVE CROSSING THE MILITARY DEMARCATION LINE IN THE JOINT SECURITY AREA. HOWEVER, THEY SHALL CROSS THE MILITARY DEMARCATION LINE ONLY AT THE CONFERENCE BUILDINGS' SITE IN THE JOINT SECURITY AREA TO PERMIT THEIR PROPER INDENTIFICATION. VEHICLES SHALL BE PERMITTED TO CROSS THE MILITARY DEMARCATION LINE IN THE JOINT SECURITY AREA ONLY WITH PRIOR CONSENT OF THE OTHER SIDE.

NEITHER MILITARY PERSONNEL NOR NON-MILITARY PERSONNEL OF BOTH SIDES ARE ALLOWED IN THE JOINT SECURITY AREA TO MAKE CONTACTS INFRINGING UPON EACH OTHER'S SAGETY.

EACH SIDE SHALL RESPONSIBLY ASSURE THE SAFETY OF THE PERSONNEL OF THE OTHER SIDE WHO LEGALLY COME TO THE PORTION OF ITS SIDE IN THE JOINT SECURITY AREA.

3. SUPPLEMENT TO PARAGRAPH B, ARTICLE III

GUARD POSTS NEEDED BY EITHER SIDE IN THE JOINT SECURITY AREA SHALL BE SET UP IN ITS AREA ONLY.

TO ASSURE THE OBSERVANCE OF SAFETY ASSURANCES OF PARAGRAPH D, ARTICLE II, NEITHER SIDE SHALL ERECT VISUAL OR OTHER BARRIERS THAT WOULD OBSTRUCT OBSERVANCE OF THE OTHER SIDE.

UNCLASSIFIED

PAGE 01 USUN N 06349 04 OF 04 240310Z
ACTION IO-13

INFO OCT-01 ARA-10 EUR-12 EA-09 ISO-00 AF-08 NEA-10
CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05
PA-02 PRS-01 SP-02 SS-15 USIA-15 ACDA-10 /129 W
-----240346Z 115932 /67

R 232002Z DEC 76
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 1895
INFO AMEMBASSY BONN
AMEMBASSY BRUSSELS
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY OTTAWA
AMEMBASSY SAN JOSE
AMEMBASSY SEOUL
AMEMBASSY TOKYO
AMEMBASSY WELLINGTON
CINCPAC
CINCUNC

UNCLAS SECTION 4 OF 4 USUN 6349

THE FOLLOWING GOVERNS THE IMPLEMENTATION OF THE
AGREEMENT ON THE SUPPLEMENTS TO THE "AGREEMENT
ON THE MILITARY ARMISTICE COMMISSION HEADQUARTERS AREA, ITS SECURITY AND ITS CONSTRUCTION"

THE SUPPLEMENT SHALL BE EFFECTIVE TEN DAYS AFTER THE SAY THE
SUPPLEMENTS ARE APPROVED BY THE SENIOR MEMBERS OF BOTH SIDES.

THE JOINT SURVEY TEAM SHALL BE COMPOSED OF AN EQUAL NUMBER FROM EACH
SIDE OF PROFESSIONALLY QUALIFIED PERSONNEL FOR THE JOINT SURVEY AND
FOR THE MARKING OF THE MILITARY DEMARCATION LINE AND SHALL BE
GUARANTEED SAFETY AND PROTECTION BY BOTH SIDES UNDER THE OBSERVATION
OF A JOINT OBSERVER TEAM.

UNCLASSIFIED

PAGE 02 USUN N 06349 04 OF 04 240310Z

THE FOLLOWING SHALL BE IMPLEMENTED BETWEEN THE APPROVAL AND THE
EFFECTIVE DATE OF THE SUPPLEMENTS.

THE MARKING OF THE MILITARY DEMARCATION LINE ACCORDING TO THE
AGREEMENT REACHED BETWEEN BOTH SIDES SHALL BE COMPLETED.

BOTH SIDES SHALL WITHDRAW THEIR GUARD POSTS SECURITY PERSONNEL,
AND OTHER FACILITIES FROM THE AREA OF THE OTHER SIDE: PROVIDED
THAT THE TELEPHONE AND ITS FACILITIES INSTALLED IN THE OFFICE OF
THE JOINT DUTY OFFICER OF THE RESPECTIVE SIDE ARE EXCLUDED.

THE GUARD POSTS OF THE KOREAN PEOPLE'S ARMY AND THE CHINESE PEOPLE'S
VOLUNTEERS SIDE LOCATED IN THE UNITED NATIONS COMMAND SIDE'S
PORTION SHALL BE WITHDRAWN. THE RESPECTIVE SIDES WILL, IN THE PERIOD
BETWEEN THE APPROVAL BY THE SENIOR MEMBERS OF BOTH SIDES AND
THE EFFECTIVE DATE OF THE SUPPLEMENTS, GUARANTEE THE SAFETY OF
PERSONNEL FROM THE OTHER SIDE BY ISSUEING AND ENFORCING ORDER
PROHIBITING CONTACTS INFRINGING UPON THE OTHER'S SAFETY OR INTER-
FERING IN THE PERFORMACE OF TASK LEADING TO IMPLEMENTATION OF
THE SUPPLEMENTS.

DONE THIS 6TH DAY OF SEPTEMBER 1976.

COL. TERENCE W. MC CLAIN, USA	SR. COL. CHOI, WON CHOL, KPA
SECRETARY	SECRETARY
DELEGATION OF UNC	DELEGATION OF KPA/CPV

MILITARY ARMISTICE COMMISSION, SEPTEMBER 6, 1976 UNQUOTE

BENNETT

UNCLASSIFIED

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 16 SEP 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: ARMISTICE, REPORTS
Control Number: n/a
Copy: SINGLE
Draft Date: 23 DEC 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976USUNN06349
Document Source: ADS
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: D760471-1012
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19761293/baaaerln.tel
Line Count: 676
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Office: ACTION IO
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 13
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: vogelfj
Review Comment: n/a
Review Content Flags:
Review Date: 14 JUN 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 JUN 2004 by chengls>; APPROVED <20 DEC 2004 by vogelfj>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
04 MAY 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: SUBMISSION OF UN COMMAND REPORT TO PRESIDENT
TAGS: PFOR, PORG, KN, KS, UNSC, UN
To: STATE
INFO BONN
MULTIPLE
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006